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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/676,938	10/01/2003	Arnold M. Lund	8285/643	7842

7590 06/27/2005

Kent E. Genin
BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, IL 60610

EXAMINER

TIEU, BENNY.QUOC

ART UNIT	PAPER NUMBER
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2642

DATE MAILED: 06/27/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/676,938	Applicant(s) LUND, ARNOLD M.	
	Examiner Benny Q. Tieu	Art Unit 2642	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 09 May 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 12-17 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 12-17 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>5/9/5</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Response to Amendment

Applicant's amendment filed on May 9, 2005 has been entered. No claims have been amended. Claims 1-11 have been canceled. No claims have been added. Claims 12-17 are still pending in this application, with claim 12 being independent.

Claim Rejections - 35 USC § 103

1. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.
2. Claims 12-14 are rejected under 35 U.S.C. 103(a) as being unpatentable over Gifford (U.S. Patent No. 5,812,776) in view of Bayless et al. (U.S. Patent No. 5,754,636).

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Regarding claim 12, Gifford teaches a method of obtaining information about a called party at a calling party device, the method comprising:

entering a telephone number for the called party at the calling party device (column 7, lines 61-63);

receiving at the calling party device an address for locating a customized file of the called party (column 8, lines 13-15); and

retrieving the customized file at the calling party device using the address received (column 8, lines 15-23).

Gifford fails to teach communicating from the calling party device with the called party over a voice channel associated with the telephone number. However, Bayless et al. teach a computer that can make and answer calls (Fig. 41). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate the use of computer system to make a call taught by Bayless et al. to modify the computer system disclosed by Gifford in order for the user more convenient and efficiently communicates with other parties.

Regarding claim 13, Gifford further teaches the method wherein the address comprises an URL address (column 8, lines 13-15).

Regarding claim 14, Gifford further teaches the method wherein the customized file comprises a World Wide Web page for the called party (column 8, lines 15-23).

3. Claims 15-17 are rejected under 35 U.S.C. 103(a) as being unpatentable over Gifford (U.S. Patent No. 5,812,776) in view of Bayless et al. (U.S. Patent No. 5,754,636), and further in view of Parzych (U.S. Patent No. 6,115,384).

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Regarding claims 15-17, Gifford and Bayless et al. fail to teach the calling party's device is mobile phone. However, Parzych teach using a mobile to download a web site (column 6, lines 30-35). Therefore, it would have been obvious to have included the mobile phone in Gifford in view of Bayless et al. to have download a web site feature taught by Parzych to enable the calling party to access a particular web site of the called party by a mobile phone and thereby saving time and convenient for the calling party not to be fixed at a particular location.

Response to Arguments

4. Applicant's arguments with respect to claims 12-17 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

5. Any response to this action should be mailed to:

Commissioner of Patents and Trademarks

Washington, D.C. 20231

OR Hand-delivered responses should be brought to:

220 South 20th Street

Crystal Plaza Two, Lobby, Room 1B03

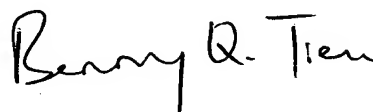
Arlington, VA 22202.

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6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Benny Q. Tieu whose telephone number is (703) 305-2360. The examiner can normally be reached on Monday-Friday: 6:30AM - 5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ahmad Matar can be reached on (703) 305-4731. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



**BENNYTIEU
PRIMARY EXAMINER**

Art Unit 2642
June 23, 2005